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HIGH COURT OF CHHATTISGARH AT BILASPUR

S.B. : HON'BLE JUSTICE SHRI SATISH K. AGNIHOTRI

WRIT PETITION (S) No. 3845 of 2005

PETITIONER :

1. Raj Kumar Ramteke S/o Late Balram, Aged about 38 yrs., Girls Middle School Lanjoda, Block Pharasgaon, Distt. Bastar.
2. Ram Singh Netam S/o Shri Sukalu Ram, Aged about 34 Yrs., Primary School, Chaniya, Pharasgaon, Block Pharasgaon, Distt. Bastar.
3. Arun Kumar Chanap S/o Shri Mani Ram, Aged about 34 Yrs., Primary School Patla, Block Pharasgaon, Distt. Bastar.
4. Amar Singh Poyam S/o Shri Bajju Ram, Aged about 36 yrs., Primary School Korra Badgaon, Block Pharasgaon, Distt. Bastar.
5. Bisheshwar Markam S/o Shri Mohan Singh, Aged about 35 yrs., Primary School Badagaon, Block Pharasgaon, Distt. Bastar.
6. Kavilas Thakur S/o Shri Baran Ram, Aged about 36 yrs., Govt. Model H.S.S. Pharasgaon, Block Pharasgaon, Distt. Bastar.
7. Bhukhau Ram Netam S/o Shri Budhram, Aged about 35 years, Primary School Barda, Block Pharasgaon, Distt. Bastar.
8. Mahadeo Netam S/o Shri Chamru Ram, Aged about 35 years, Primary School Paroda, Block Pharasgaon, Distt. Bastar.
9. Smt. Rekha Jaiswal W/o Shri Ramesh, Aged about 41 years,

Primary School Bazar Para, Pharasgaon, Block Pharasgaon, Distt. Bastar.

10. Chamra Ram Markam S/o Late Kahru Ram, aged about 37 yrs. Primary School Bade Odagaon, Block Pharasgaon, Distt. Bastar.

11. Mahendra Kumar Dhruw S/o Shri Deendayal, Aged about 34 Yrs., Middle School Pasangi, Block Pharasgaon, Distt. Bastar.

12. Phool Singh Markam S/o Late Ram Ram, Aged about 34 Yrs., Boys Hostel Kongud, Block Pharasgaon, Distt. Bastar.

13. Smt. Sushila Markam W/o Shri Munnu Ram, Aged about 40 Yrs., Primary School Patoda, Block Pharasgaon, Distt. Bastar.

14. Ram Lal Thakur S/o Shri Suku Ram, Aged about 37 Years, Primary School Mohlai, Block Pharasgaon, Distt. Bastar.

15. Shiv Ram Markam S/o Shri Somaru Ram, Aged about 36 Yrs., Primary School Diganar, Block Pharasgaon, Distt. Bastar.

16. Lakshmi Nath Netam S/o Late Sakharam, Aged about 37 Yrs., Primary School Gattipalna, Block Pharasgaon, Distt. Bastar.

17. Jayram Uike S/o Late Ganesh Ram, Aged about 33 Yrs., Primary School Bailgaon, Block Pharasgaon, Distt. Bastar.

18. Smt. Shanti Netam W/o Shri Sukhman, Aged about 33 years, Girls Middle School Lanjoda, Block Pharasgaon, Distt. Bastar.

19. Smt. Shyama Netam W/o Bhataram, Aged about 45 Yrs., Primary School

Bhandarwandi, Block Pharasgaon, Distt. Bastar.

20. Narendra Kumar Meshram S/o Shri Chepturam, Aged about 36 Yrs., Primary School Gumdi, Block - Pharasgaon, Distt. Bastar.

21. Devendra Kumar Rangari S/o Shri Mahadeo, Aged about 35 Yrs., Girls Middle School Lanjoda, Block Pharasgaon, Distt. Bastar.

22. Brij Lal Mehra S/o Shri Bishlal Ram, Aged about 37 Yrs., Middle School Badagaon, Block Pharasgaon, Distt. Bastar.

23. Dhan Singh Komra S/o Shri Bahadur Singh, Aged about 35 Yrs., Primary School Modebedma, Block Pharasgaon, Distt. Bastar.

24. Suresh Kumar S/o Shri Mangaram, Aged about 37 yrs., Primary School Godma, Block Pharasgaon, Distt. Bastar.

25. Shantilal Salam S/o Shri Mandiram, Aged about 37 Yrs., Govt. H.S.S. Badedongar, Block Pharasgaon, Distt. Bastar.

26. Smt. Mukul Bose W/o Shri Shanker K. Bose, Aged about 36 Yrs., Primary School Bazar Para, Pharasgaon, Block Pharasgaon, Distt. Bastar.

27. Smt. Rukmani Shyam W/o Late Chandra Singh, Aged about 48 Yrs., Girls Hostel Pharasgaon, Block Pharasgaon, Distt. Bastar.

28. Ashok Kumar Markam S/o Shri Kamaram, Aged about 33 Yrs., Boys Hostel Lanjoda, Block-Pharasgaon, Distt. Bastar.

29. Subhash Chandra Bhandari S/o Shri Sukhdev Singh, Aged about 35 Yrs., Primary School Bhumka, Block

Pharasgaon, Distt. Bastar.

30. Basman Korram S/o Shri Chamra Ram, Aged about 39 Yrs., Primary School Bangoli, Block-Pharasgaon, Distt. Bastar.

31. Dami Ram Markam S/o Shri Nandi Ram, Aged about 34 Yrs., Middle School Jugani, Block Pharasgaon, Distt. Bastar.

32. Smt. Shakuntala Tiwari W/o Shri Rajiv Nayan, Aged about 37 Yrs., Girls Primary School Lanjoda, Block Pharasgaon, Distt. Bastar.

33. Nahush Ram Korram S/o Shri Rajau Ram, Aged about 39 Yrs., Primary School Gawadi, Block Pharasgaon, Distt. Bastar.

34. Badri Nath Sethiya S/o Shri Mangal Ram, Aged about 33 Yrs., Primary School Madkada, Block Pharasgaon, Distt. Bastar.

35. Mahavir Patel S/o Shri Udesh Ram, Aged about 34 Yrs., Middle School Chaniyagaon, Block Pharasgaon, Distt. Bastar.

36. Jagdish Pande S/o Shri Mohan Singh, Aged about 35 Yrs., Primary School Chichadi, Block Pharasgaon, Distt. Bastar.

37. Dayaram Sinha S/o Shri Manohar Lal, Aged about 36 Yrs., Middle School Badagaon, Block – Pharasgaon, Distt. Bastar.

38. Tirath Kumar Potai S/o Shri Dal Singh, Aged about 38 Yrs., Primary School Bokrabeda, Block Pharasgaon, Distt. Bastar.

VERSUS

RESPONDENTS : 1. STATE OF MADHYA PRADESH, Through The Secretary, Tribal Welfare

Department, Bhopal (M.P.)

2. THE STATE OF CHHATTISGARH, Through the Secretary, Tribal Welfare Department, Raipur (C.G.)

3. THE COMMISSIONER, Tribal Welfare Department, Bhopal (M.P.)

4. THE COMMISSIONER, Tribal Welfare Department, Raipur (C.G.)

Present: Shri P.P.Sahu, Advocate for the petitioners.
Shri Sushil Dubey, Government Advocate for the respondent no. 2 and 4.

ORDER

(Passed on 12th day of April, 2007)

1. The question of law involved herein asto whether the petitioners are entitled to regular pay scale w.e.f the date of initial appointment or from the date of completion of probation period.

2. Learned counsel appearing for the petitioners as well as for the State/respondents jointly submit that the facts and question of law involved in the present writ petition are the same as to that of in W.P.(S) No. 5976/2006 **(Sushil Tiwari and others Vs. State Government of Chhattisgarh & Others)**, which was allowed vide order dated 7.11.2006.

3. In view of the above-stated submissions made by learned counsel for the parties, the writ petition is allowed in the same terms. No order as to costs.

Sd/-
Satish K. Agnihotri
Judge

Amit